

LAW OFFICES OF
DICKIE, MCCAMEY & CHILCOTE
A PROFESSIONAL CORPORATION

242232



SUITE 400
TWO PPG PLACE
PITTSBURGH, PA
15222-5402

TEL. 412/281-7272

FAX. 412/392-5367

April 5, 1991

Direct Dial: 412/392-5401

VIA FEDERAL EXPRESS 4-5-91

Patricia C. Hick
Assistant Regional Counsel
United States Environmental
Protection Agency
Region II
Jacob K. Javits Federal Building
New York, NY 10278

RE: Walton's Farm Site
Delran Township, Burlington County, New Jersey
Our File No.: 80512

Dear Ms. Hick:

Enclosed please find a redlined version of the Administrative Order on Consent (Order) concerning the Walton's Farm Site. We believe that you will find most of the changes to be self-explanatory. However, I would like to elaborate on certain changes.

Generally, the Order has been changed to reflect the "removal" approach to this Site. With regard to specific comments:

1. Item 26(e) has been moved to Item 29(g).
2. Paragraph 27 has been shortened and modified to reflect the "removal" nature of the work at the Site.
3. Paragraph 28 has been amended to reflect the promptness with which the work will have to proceed in order to permit the land disposal of contaminated soil and debris. As you know, the option of landfilling these materials will expire in May, 1992.
4. Paragraph 28 has been further amended to reflect the use of a Work Plan instead of an SOP.

DAVID B. FAWCETT
DAVID J. ARMSTRONG
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THEODORE O. STRUK
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HARRY F. KUNSELMAN
ANTHONY J. RASH
PETER A. SANTOS
CHRISTOPHER PASSODELIS, JR.
KIMBERLY C. ROBERTS
EUGENE A. GIOTTO

OF COUNSEL
J. LAWRENCE MCBRIDE

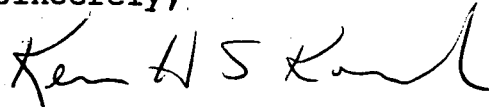
5. Paragraph 29 has been modified to elaborate on the items which will be included in the Work Plan.
6. Paragraph 30 has been changed to reflect that the schedule will be contained in the Work Plan instead of in this Order.
7. Paragraph 31 has been deleted in its entirety in that a SIR will not be necessary or appropriate.
8. Paragraph 32 has been modified in that a SIR will not be necessary or appropriate.
9. Paragraph 33 has been modified to reflect suggested changes to the dispute resolution procedure. Given the nature of the work to be performed under this Order, PPG strongly believes that it is appropriate that a more expansive dispute resolution provision be included in this Order than had been agreed to in prior, more limited Orders.
10. Paragraph 39 has been changed to reflect PPG's rights to protecting its legal privileges and immunities with regards to records and documents.
11. Paragraph 42 is self-explanatory.
12. Paragraph 46 has been modified to reflect a suggested change to the dispute resolution procedure and to allow disagreements which are not resolved to become part of the Administrative Record.
13. Paragraph 51 is modified to protect PPG's legal rights where an act or omission is directed or expressly required by the United States government or agencies thereof.
14. The changes to Paragraphs 52 and 53 are self-explanatory. While CERCLA does not mandate the payment of oversight costs for renewal actions, PPG is willing to fund a reasonable amount of such costs. PPG believes that a cap on oversight costs is appropriate for a prompt removal action for which there should not be a great deal of oversight or other administrative costs on the part of either party.

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15. Paragraph 57 has been amended to reflect the "removal" nature of this Order.
16. Paragraph 63 has been deleted in its entirety given the nature of the work being undertaken through this Order. For example, if the EPA directs PPG to undertake work which is not consistent with the NCP, PPG should be entitled to make a claim pursuant to CERCLA.

Please give me a call after you have had a chance to review the amended Order. We will be glad to meet with you in person or by telephone, as you prefer, to discuss any changes to the Order. We look forward to the prompt entry of an agreed upon Order between PPG and EPA.

Sincerely,



Kenneth S. Komoroski

KSK/dsn
Enclosure

cc: Don Graham
Joseph M. Karas, Esquire
Mark Terril